

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

UNITED STATES OF AMERICA,

v.

Case No.: 8:03-CR-77-T-30TBM

SAMI AMIN AL-ARIAN,

Defendant.

_____ /

NOTICE OF APPEAL

Notice is hereby given that Defendant Sami Amin Al-Arian, Defendant in the above-named case, hereby appeals to the United States Court of Appeals for the Eleventh Circuit from the Order entered by the U.S. District Court for the Middle District of Florida denying Dr. Al-Arian's Motion to Enforce Plea Agreement, orally pronounced on November 6, 2006, and issued in written form on November 9, 2006.

Dated: November 13, 2006

Respectfully submitted,

/s/Jack Fernandez
Jack Fernandez
Fla. Bar No.: 843751
Lee Fugate
Fla. Bar No.: 0170928
ZUCKERMAN SPAEDER LLP
101 E. Kennedy Boulevard, Suite 1200
Tampa, Florida 33602
Tel: (813) 221-1010
Fax: (813) 223-7961
Email: jfernandez@zuckerman.com
lfugate@zuckerman.com

Attorneys for Defendant Sami Amin Al-Arian

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this 13th day of November, 2006, caused the forgoing Notice of Appeal to be filed electronically and uploaded to the CM/ECF system which will send a notice of electronic filing to the following individuals: Terry Zitek, Esq.; Walter Furr, Esq.; and Cherie Krigsman, Esq. I further certify that on this day I deposited in the U.S. mail receptacle to be sent by First Class U.S. Mail, the forgoing Notice of Appeal and the notice of electronic filing to the following non-CM/ECF participants: The Honorable Gerald Bruce Lee, U.S. District Court Judge, District Court for the Eastern District of Virginia, Albert V. Bryan U.S. Courthouse, 401 Courthouse Square, Alexandria, Virginia 22314; and Gordon Kromberg, Esq., United States Attorney's Office, 2100 Jamieson Avenue, Alexandria, Virginia 22314.

/s/Jack Fernandez

Attorney